

REMARKS

Favorable reconsideration of this application, in light of the following discussion, is respectfully requested. After entry of the foregoing amendment, Claims 16-18, 20-26, 28-34, 36-42, and 44-46 remain pending in the present application. No new matter has been added.

By way of summary, the Office Action rejected Claims 16-46 under 35 U.S.C. § 102(b) as anticipated by U.S. Patent Application Publ'n No. 2002/0087658 to Hayashi et al. (hereinafter "Hayashi").

STATEMENT OF SUBSTANCE OF INTERVIEW

Applicant and Applicant's representative wish to thank Examiner Pham for the courtesy of the personal interview granted on October 19, 2010. During the interview, amendments clarifying the claims over the applied reference were discussed. Claim amendments and comments based on those presented during the interview are included herein.

ABSTRACT

Applicant has deleted the Abstract submitted February 11, 2009, and submits herewith a new Abstract. No new matter has been added.

REJECTION UNDER 35 U.S.C. § 102

Claims 16-46 were rejected under 35 U.S.C. § 102(b) as anticipated by Hayashi. In light of that rejection, independent Claims 16 and 31-32 have been amended to clarify the claimed inventions and to thereby more clearly patentably define over the applied reference.

Amended Claim 16 is directed to an information-processing apparatus including, in part,

a networking device . . . ;

a storage that stores . . . a transfer log indicating whether each of [a] plurality of content data has been transferred to [an] external apparatus; and

a processing unit configured to identify certain content data from the plurality of content data of [an] album when the transfer log indicates that the certain content data has never been transferred to the external apparatus, to control a display of information about the album, [and] to start a transfer of the certain content data to the external apparatus, when the album has been selected and the certain content data has never been transferred to the external apparatus

Hayashi does not disclose or suggest those features.

Hayashi concerns a program processing in which “titles, etc., of all pieces of music stored in . . . server 1 are described in . . . batch information TL as lists”¹ According to Hayashi, “When all titles are displayed and the user selects (preselects) [a] piece of music M to be next transferred to . . . terminal 10 . . . , the contents are stored in memory . . . in . . . CPU 14”²

That is, Hayashi merely describes selecting a piece of music to be transferred to a terminal. Hayashi does not disclose or suggest “a processing unit configured . . . to start a transfer of the certain content data to the external apparatus, when the album has been selected,” as recited in amended Claim 16.

For at least the foregoing reason, it is submitted that independent Claim 16 (and all associated dependent claims) patentably distinguishes over Hayashi.

Further, for at least analogous reasons, it is submitted that Hayashi fails to disclose or suggest “means . . . for starting a transfer of the certain content data to the external apparatus, when the album has been selected,” as recited in amended Claim 31, or instructions that

¹ Hayashi, para. [0156].

² Id., para. [0159].

cause a processing unit to “start a transfer of the certain content data to the external apparatus, when the album has been selected,” as recited in amended Claim 32.

For at least those reasons, it is submitted that independent Claims 31-32 (and all associated dependent claims) patentably distinguish over Hayashi.

CONCLUSION

Consequently, in view of the present amendment and in light of the foregoing comments, it is respectfully submitted that the present application is patentably distinguished over the applied references. The application is therefore in condition for allowance, and an early and favorable action to that effect is respectfully requested.

Respectfully submitted,

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